

**Wireless Enhanced 911 Advisory Board Meeting  
December 14, 2006**

**Minutes of the Meeting**

**Members Present:**

Chairman Tim Berry, Treasurer of State  
Jerry Branock, Cingular Wireless, Wireless Carrier Representative  
Chuck Mercer, Sprint Wireless, Wireless Carrier Representative  
Larry Jones, Verizon Wireless, Wireless Carrier Representative  
Jim Alexander, PSAP Representative  
Harold Williams, Jasper County Sheriff Dept, (Arrived late at 10:40 AM)  
Lori Forrer, PSAP Representative, Cass County Communications

**Others Present:**

Duane Jasheway, Chief Accountant, Office of the State Treasurer  
Kenneth D. Lowden, ENP, Executive Director, Indiana Wireless Board  
Mark Grady, INdigital  
Brent Cummings, INdigital  
Matt Hibiske, INdigital  
Byron Smith, INdigital  
Jon Whirledge, INdigital  
Tony McDowell, Revol Wireless  
Keith Morris, Revol Wireless  
Brian Geiger, Revol Wireless  
Mitzi Moss, London Witte Group  
Jim Higgins, London Witte Group  
Richard Mourdock, Treasurer Elect  
Jim Holden, New Treasurer of State Chief Deputy  
Cory Kihlstrom, Verizon Wireless  
Joel McCamley, L. R. Kimball and Associates  
Brian Bark, L. R. Kimball and Associates  
Teri Conwell, White County 911  
Ed Beheler, Cass County  
Coni McCloughen, St. Joseph County Fire Department  
Deb Prather, Verizon Business  
Jeremy Molton, Verizon Business  
Jeannie Wooley, Verizon Business  
Bob Currier, Intrado  
Robert Avin, Intrado  
Chris Ternet, Vonage  
Shelly Guenther, Vonage  
Other Miscellaneous individuals that did not sign in

- I. Chairman Berry called the meeting to order at 10:06 AM and recognized that a quorum was present and the meeting notice was posted in accordance with Indiana's open door law. Chairman Berry also advised that the current State Auditor had taken over our scheduled meeting room for the department Christmas Party without giving notice even

though the room was reserved. This caused the change in the published meeting location. A notice was posted at Room 233 that the meeting had been moved to Room 125 of the Indiana State House.

- II. A motion by Ms. Lori Forrer to approve the February 21, 2006 minutes as presented was seconded from Jim Alexander Motion passed 6-0
- III. Duane Jasheway, Chief Accountant for the Treasurer's Office, presented the Board's financial statements through November 30, 2006.

Chairman Berry reported the CMRS account still had a balance of approximately \$8.2 million. Chairman Berry reported that we have all heard concerns from the news media and the PSAPs about the lack of operating funds. The Chairman reviewed calculations to the Board members showing the distribution of \$8.1 million in funds to the 92 Counties using the current formula in a one time distribution:

\$7,275,196.08 to PSAP population and

\$ 824,803.92 to equal PSAP share accounts

Chairman Berry then suggested that \$100,000 be transferred from the Administrative account to the Technology Fund. Treasurer Berry also recommended adding to this transfer the remaining balance in the CMRS account increasing the total to \$210,087.03 being moved into the Technology account. These transfers are consistent with transfers allowed by state statute 36-8-16.5. Lori Forrer wanted to confirm that the current PSAP distribution formula used each month would be applied to this special one time distribution and Chairman Berry reported that was true based on the statute as of today. Chairman Berry also reported if the PSAP distribution is approved, that since inception of the fund, the Wireless Board will have distributed just over 96 million. (\$96.6 million) Motion by Jim Alexander to approve the distribution as discussed. The motion was seconded by Lori Forrer.

Super Majority Vote required by statute for transfer of funds

PSAP Board members cast a vote 2-0 in favor

CMRS Board members cast a vote 3-0 in favor

Chairman Berry cast a vote in favor

The Motion passed 6-0

- IV. Chairman Berry then introduced Mitzi Moss from the London Witte Group who presented the Board's bi-annual audit report. She reported that everything appeared in order and was consistent with all accounting practices. She asked for questions and none were asked. Chairman Berry said a copy of the audit would be filed with the Indiana State Board of Accounts as required by statute.
- V. Chairman Berry explained that back in 1999 Ken Lowden gave him a goal that all counties in Indiana take wireless 911 calls, and be phase II capable. He reported that Martin County has submitted a letter requesting the start of monthly distribution as they started taking

wireless 911 calls on November 15, 2006. This was the last Indiana County to take wireless 911 calls. They are not taking landline 911 calls but are getting closer.

Motion by Larry Jones to approve the distribution to Martin County as submitted. Motion seconded by Lori Forrer.

Motion passed 6-0.

- VI. Mark Grady from INdigital provided the Board with an update on the Wireless Direct project and provided a written report to the Board members and guests. The (phase G-1) Crossroads network infrastructure is complete, with the exception of some final carrier conversions. These final conversions are beyond INdigital's control, but they are working with the wireless carriers for a complete conversion. Everything is going well with Embarq (Sprint), Verizon and AT&T in regards to the Crossroads (G1) network. The network is now processing about 4 to 5 thousand 911 calls a day, with peak usage near 7 thousand calls.

Mr. Grady reported that the IN911 (phase G-2) network deployment is a separate story. There are no issues to report with PSAPs receiving equipment service from Verizon or Embarq (Sprint). The IN911 project has not been able to provide direct connections to PSAPs where AT&T is the equipment provider.

INdigital has met with AT&T, and has had joint meetings between AT&T and representatives from the Board and L. Robert Kimball. These meetings produced no results. This has prevented the build out of the IN911 network to any of the AT&T equipped PSAPs, any many of the PSAPs that are in adjacent counties.

AT&T's refusal to provide services to INdigital, the Board or its PSAP customers is a serious major challenge to the IN911 network project.

The counties where AT&T is the equipment and network provider will not be able to receive the benefit of the network and will also not be able to receive OnStar direct connect calls. AT&T's position will also cause a serious problem with the new Indiana State Police toll road District 21 post. Unless AT&T changes its position, wireless call data can not be transferred on an inter-agency basis from Lake or St Joe Counties to the D-21 post. Mr. Grady also reported that INdigital will be taking the next step towards a petition for regulatory relief from AT&T before the end of the year.

- VII. In summary remarks referencing the November 17, 2006 transmittal letter from INdigital to the Board, Mr. Grady reported that INdigital has completed all requirements of the Crossroads (G1) phase of the project and requested that the retainage of \$130,070.00 be released. He indicated that INdigital has filed a complete report with the Board providing additional detail about this phase of the project.
- VIII. Joel McCamley with L.R. Kimball and Associates reported that in accordance with Exhibit B, Section 4 of the INdigital Agreement with the Wireless Board, Kimball had reviewed the 94 items of the (phase G-1) project Crossroads portion of the wireless direct project. Mr. McCamley reported that L.R. Kimball has found INdigital to be in compliance with the contract with the exception of items that are beyond their control, such as the cutover schedules of some of the wireless carriers, and issues with AT&T. L.R. Kimball

recommended that the Indiana Wireless Board release all retainage for the Crossroads project in the amount of \$130,070.00.

Motion made by Chuck Mercer to approve INdigital's request and seconded by Jerry Branock

Motion passed 7-0 (Harold Williams was present for this vote)

Mr. McCamley reported that it would be in the best interest of the wireless Board to support INdigital in its effort to resolve the issues with AT&T including supporting any possible regulatory action or other proceeding against at&t.

- IX. Chairman Berry reported the next Board meeting is not scheduled and this was his last meeting as Chairman of the Board. Mr. Berry also introduced Richard Mourdock, the Treasurer Elect and Jim Holden, Mr. Mourdock's Chief Deputy. Chairman Berry also reported that the Board is hosting a PSAP training session following the meeting at the Marriott hotel.
- X. Executive Director Ken Lowden presented Chairman Berry with a plaque from the Board in appreciation for his work to promote wireless 911 in Indiana, his work nationwide to advance E911 and his service to advance public safety for all the citizens of Indiana.
- XI. There being no further business before the board the meeting adjourned at 11:51 AM.